#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John W. Polley

**Examiner:** Catherine A. Simone

**Serial No.:** 09/973,298

**Group:** Art Unit 1772

Filed: October 9, 2001

**Docket: 1259-2** 

For: ERGONOMIC SURGICAL FLOORMAT Dated: July 26, 2005

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

#### AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- Small entity status of this application under 37 C.F.R. §§1.9 and 1.27 has been established by a verified statement previously submitted.
- [] A verified statement to establish small entity under 37 C.F.R. §§1.9 and 1.27 is enclosed.

# [X] No additional fee is required.

For	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate (Small Entity)	Addit. Fee	Rate	Addit. Fee
TOTAL CLAIMS	21	30	0	x 25 =	\$0	x 50 =	\$0
INDEPENDENT CLAIMS	3	6	0	x 100 =	\$0	x 200 =	\$0
[] First Presentation of Multiple Dep. Claim				180		360	\$0

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 26, 2005.

Dated: July 26, 2005

[]	Please charge Deposit Account No. of this sheet are enclosed.	<u>04-1121</u> in the amount of \$	Two (2) copies
[]	A check in the amount of \$	is enclosed.	
[¥1	Places charge any deficiency as we	all as any other fee(s) which may	haaama dua

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §§1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. <u>04-1121</u>. **TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.** 

Respectfully submitted,

Michael E. Carmen Reg. No. 43,533

**Attorney for Applicants** 

DILWORTH & BARRESE 333 Earle Ovington Blvd. Uniondale, NY 11553 (516) 228-8484 MEC/bg

**PATENT** 

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RESPONSE

Sir:

In response to the Office Action mailed January 26, 2005 in connection with the subject patent application, reconsideration and allowance of the claims presented herein are respectfully requested in view of the following remarks:

# CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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Dated: July 26, 2005

Bridget Griffin